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**CENTRAL FAX CENTER****FEB 17 2005****DATE:** February 17, 2005**PTO IDENTIFIER:** Application Number 09/757142-Conf. #6617

Patent Number

**Inventor:** Wilhelm AMBERG et al.**MESSAGE TO:** US Patent and Trademark Office**Attn:** Examiner Celsa, Bennett M.**FAX NUMBER:** (571) 273-8300**FROM:** LAHIVE & COCKFIELD, LLP

DeAnn F. Smith

**PHONE:** (617) 227-7400**Attorney Dkt. #:** BBI-6026CPCN**PAGES (Including Cover Sheet):** 8**CONTENTS:****URGENT**

Examiner Celsa: Attached please find a Supplemental Application Data Sheet and a copy of the first page of the specification as originally filed in response to the Response to Request for Corrected Filing Receipt mailed February 3, 2005. Please call 617-227-7400 with any questions.

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PTO/SB/07 (09-04)

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Application No. (if known): 09/757142

Attorney Docket No.: BBI-6026CPCN

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Response to Response to Request for Corrected Filing Receipt (1 page)

Copy of First Page of Specification as Filed (1 page)

Supplemental Application Data Sheet (4 pages)

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I hereby certify that this correspondence is being facsimile transmitted to Examiner Celsa, the Patent and Trademark Office, facsimile no. (371) 273-8300 at Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 17, 2005

Signature:

(DeAnn F. Smith)

Docket No.: BBI-6026CPCN  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Wilhelm Amberg, *et al.*

Application No.: 09/757142

Filed: January 9, 2001

For: Antineoplastic Peptides

Confirmation No.: 6617

Art Unit: 1639

Examiner: Celsa, Bennett M.

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**APPLICANTS' RESPONSE TO  
RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

As requested in the Response to Request for Corrected Filing Receipt mailed by the U.S. Patent and Trademark Office on February 3, 2005, Applicants enclose herewith a Supplemental Application Data Sheet for the above-referenced Application. Additionally, Applicants enclose a copy of the first page of the specification *as originally filed* on January 9, 2001, which describes the correct priority claim for the above-referenced Application. If you have any questions regarding this matter, please do not hesitate to contact us at (617) 227-7400.

Applicants believe no fee is due with this statement. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. BBI-6026CPCN from which the undersigned is authorized to draw.

Dated: February 17, 2005

Respectfully submitted,

By

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**Supplemental Application Data Sheet****Application Information**

Application number:: 09/757142  
Filing Date:: 01/09/01  
Application Type:: Regular  
Subject Matter:: Utility  
Suggested Group Art Unit:: 1639  
CD-ROM or CD-R?:: None  
Sequence submission?:: None  
Computer Readable Form (CRF)?:: No  
Title:: Antineoplastic Peptides  
Attorney Docket Number:: BBI-6026CPCN  
Request for Early Publication?:: No  
Request for Non-Publication?:: No  
Small Entity?:: No  
Petition included?:: No  
Secrecy Order in Parent Appl.?:: No

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**Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation of	09/097184	06/12/98
09/097184	Continuation-in-part of	PCT/EP96/05518	12/11/96
<u>PCT/EP96/05518</u>	<u>Claims Benefit Under 37 CFR 119(e) of</u>	<u>08/573422</u>	<u>12/15/95</u>

**Foreign Priority Information****Assignee Information**

ODMAMHODMAuManage;189087,1  
CSE/jwb  
December 28, 2000

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PATENT APPLICATION  
Docket No: 2079.1009-001

-1-

Date: 1-9-01 Express Mail Label No. EL552288263US

Inventors: Wilhelm Amberg, Teresa Barlozzari, Harald Bernard, Ernst Buschmann,  
Andreas Haupt, Hans-Guenther Hege, Bernd Janssen, Andreas Kling,  
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Thomas Zierke

Attorney's Docket No.: 2079.1009-001

#### ANTINEOPLASTIC PEPTIDES

#### RELATED APPLICATIONS

This application is a continuation of Application No. 09/097,184, filed June 12, 1998, which is a continuation-in-part of International Application No.

- 5 PCT/EP96/05518, filed December 11, 1996, which designated the United States, published in English, which claims priority to U.S. Patent Application No. 08/573,422, filed December 15, 1995, now abandoned. This application also claims benefit of U.S. Provisional Application entitled "Antineoplastic Peptides", which resulted from the conversion of U.S. Serial No. 08/573,422.
- 10 The entire teachings of the above application(s) are incorporated herein by reference.

#### FIELD OF THE INVENTION

- The invention described herein provides novel peptides and derivatives thereof which offer potentially improved therapeutic utilities for the treatment of neoplastic
- 15 diseases as compared to dolastatin -10 and -15 (U.S. Patent Nos. 4,879,276 and 4,816,444) and the compounds described in WO 93/23424.